

1
IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

MAURICE J. HOLT,

Petitioner,

v.

DYLON RADTKE,

Respondent.

ORDER

Case No. 21-cv-84-bbc

Petitioner Maurice J. Holt has filed a petition for a writ of habeas corpus under 28 U.S.C. § 2254. Petitioner has neither paid the \$5 filing fee nor requested leave to proceed without prepayment of the filing fee.

Federal law does not permit a court to waive a prisoner's entire obligation to pay filing fees, but it does allow a qualifying individual to proceed without prepaying some or all of the filing fee. To determine whether petitioner qualifies as indigent, any motion for leave to proceed without prepayment of the filing fee must include a certified copy of petitioner's inmate trust fund account statement (or institutional equivalent) for the six-month period beginning approximately August 5, 2020, through the date of the petition, February 5, 2021.

ORDER

IT IS ORDERED that:

1. Petitioner Maurice J. Holt may have until March 1, 2021, to pay the \$5 filing fee or submit a properly supported motion for leave to proceed without prepayment of the filing fee.

2

2. If petitioner does not submit either the \$5 payment or a motion for leave to proceed without prepayment before March 1, 2021, I will assume that petitioner wishes to withdraw this action voluntarily and will dismiss the action this petition.

Entered this 5th day of February, 2021.

BY THE COURT:

/s/
PETER OPPENEER
Magistrate Judge